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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION FIVE

THE PEOPLE,

Plaintiff and Respondent,

v.

SERGEI SHEVCHANKO,

Defendant and Appellant.

B210093

(Los Angeles County  
Super. Ct. Nos. GA067030,  
GA069778)

APPEAL from a judgment of the Superior Court of Los Angeles County, Leslie E. Brown and Teri Schwartz, Judges. Dismissed.

Linn Davis, under appointment by the Court of Appeal,

No appearance on behalf of Plaintiff and Respondent.

Defendant, Sergei Shevchanko, purports to appeal after he pled no contest on June 30, 2008, to felony charges and admitted he used a deadly weapon in the commission of the offenses. Defendant's probable cause certificate issuance request was denied. We have a duty to raise issues concerning our jurisdiction on our own motion. (*Jennings v. Marralle* (1994) 8 Cal.4th 121, 126; *Olson v. Cory* (1983) 35 Cal.3d 390, 398.) Thus, we issued an order to show cause concerning possible dismissal of the appeal and set the matter for oral argument. Defendant has failed to fully and timely comply with both Penal Code section 1237.5 and California Rules of Court, rule 8.304(b). (*In re Chavez* (2003) 30 Cal.4th 643, 651; *People v. Mendez* (1999) 19 Cal.4th 1084, 1099; *People v. Way* (2003) 113 Cal.App.4th 733, 736.) Without a probable cause certificate, defendant cannot appeal. (*People v. Kaanehe* (1977) 19 Cal.3d 1, 8; *People v. Ribero* (1971) 4 Cal.3d 55, 61; *People v. West* (1970) 3 Cal.3d 595, 600-601; *People v. Ward* (1967) 66 Cal.2d 571, 574-576.)

The appeal is dismissed.

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TURNER, P. J.

We concur:

ARMSTRONG, J.

KRIEGLER, J.